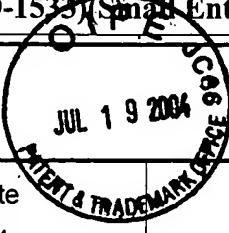


Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)

Docket No.
42530-6700

In Re Application Of: Hiroshi Abe et al.



Serial No.
10/792,263

Filing Date
03/03/2004

Examiner

Group Art Unit
2833

Invention: A COMMUNICATION BOARD ATTACHING UNIT FOR A SMART CARD HANDLING DEVICE

Mail Stop Missing Parts

TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on

05/25/2004

Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). (REQUIRED)
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- _____ verified small entity declaration(s)
 - is/are attached.
 - was/were filed on _____
- A separate request for refund.
- Other (list):

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
42530-6700

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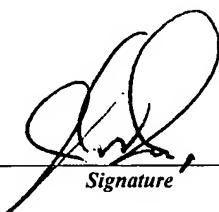
Invention: **A COMMUNICATION BOARD ATTACHING UNIT FOR A SMART CARD HANDLING DEVICE**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$65.00** is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **19-2814**
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-2814**.



Signature

Dated: **July 15, 2004**

Joseph W. Price
Reg. No. 25,124
SNELL & WILMER LLP
1920 Main Street, Suite 1200
Irvine, CA 92614
Tel: 949-253-4920
Customer No. 21611

I certify that this document and fee is being deposited on **July 15, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Signature of Person Mailing Correspondence

James Lee

Typed or Printed Name of Person Mailing Correspondence

CC:



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/792,263	03/03/2004	Hiroshi Abe	42530-6700

Joseph W. Price
SNELL & WILMER L.L.P.
1920 Main Street, Suite 1200
Irvine, CA 92614-7230

CONFIRMATION NO. 3995
FORMALITIES LETTER

OC000000012763524

Date Mailed: 05/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

R E C E I V E D
MAY 27 2004
S N E L L & W I L M E R

*A copy of this notice **MUST** be returned with the reply.*

requests for production and an additional ten (10) interrogatories for each of the Telomer Water Provider Tier Two Cases. Each Plaintiff will be permitted to propound an additional ten (10) case-specific requests for production and an additional ten (10) case-specific interrogatories on each Defendant in Telomer Water Provider Tier Two Case, which shall endeavor not to duplicate written discovery propounded by the Plaintiffs in the first Water Provider Bellwether process or in general liability discovery. Document productions from both sides in response to these additional requests for production will be substantially complete by January 9, 2024 or 28 days from the date of service of the requests for production, whichever is later.

B. On or before March 6, 2024, the PEC shall disclose general and case-specific expert witness reports for the Telomer Water Provider Tier Two Cases pursuant to Fed. R. Civ. P. 26(a)(2).

C. On or before April 17, 2024, Defendants shall disclose general and case-specific expert witness reports for the two Telomer Water Provider Tier Two Cases pursuant to Fed. R. Civ. P. 26(a)(2).

G. The parties intend that the limitations on expert discovery set forth in Rule 26 of the Federal Rules of Civil Procedure, including the provisions of Rule 26(b)(4)(A)-(D) limiting discovery with respect to draft reports, communications with experts, and depositions of consulting experts to apply.

H. The parties shall agree or submit to the Court their respective positions on the sequence for trial of the two Tier Two Telomer Water Provider Cases by May 17, 2024. The parties shall agree or the Court shall select the sequence by May 29, 2024.

I. Any motions for summary judgment or for partial summary judgment shall be filed on or before June 14, 2024 in the Telomer Water Provider First Trial Case only.³

J. Any motions seeking to challenge expert testimony pursuant to *Daubert* shall be filed on or before June 14, 2024 in the Telomer Water Provider First Trial Case only.

K. Responses to summary judgment motions shall be filed on or before July 12, 2024, in the Telomer Water Provider First Trial Case only.

L. Responses to motions seeking to challenge expert testimony pursuant to *Daubert* shall be filed on or before July 12, 2024, in the Telomer Water Provider First Trial Case only.

M. Reply briefs in further support of summary judgment motions shall be filed on or before July 26, 2024, in the Telomer Water Provider First Trial Case only.

³ Summary judgment and Rule 702 motions may only be made in the Telomer Water Provider First Trial Case by the Defendants named in that case. And Plaintiffs, to the extent they are filing dispositive motions may only make said motions in the first designated Tier Two Case. Provided, however, that if the Tolling Defendants (ChemDesign Products, Inc, Chemicals, Inc., Deepwater Chemicals, Inc., and Nation Ford Chemical Company) are not named as parties in the case selected for trial, the Tolling Defendants shall have the right to seek leave of Court to file summary judgment motions as to the claims brought by Plaintiffs against them in the water provider cases in accordance with this schedule.

N. Reply briefs in further support of motions seeking to challenge expert testimony pursuant to *Daubert* shall be filed on or before July 26, 2024, in the Telomer Water Provider First Trial Case only.

O. A more detailed schedule for final pretrial matters, including witness and exhibit lists, motions *in limine*, deposition designations, and a provision for pre-trial depositions of any trial witnesses not previously deposed will be the subject of a subsequent CMO.

P. Trial Date: The presumptive trial date for the Telomer Water Provider First Trial Case will be August 23, 2024.

IV. LEXECON WAIVERS

In order to be a Telomer-AFFF Water Provider Bellwether Case, the parties must provide a *Lexecon* waiver. Such waivers must be provided no later than October 8, 2023.

IT IS SO ORDERED.

Dated: September 13, 2023

Charleston, South Carolina

s/Richard Mark Gergel

Hon. Richard M. Gergel
United States District Judge